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STATE ELECTION COMMISSION, ORISSA
TOSHALI PLAZA, B-2, 1ST FLOOR
SATYANAGAR, BHUBANESWAR—751 007

ORDER

The 2nd January 2010

No. 21—Ele. (ML)-126/2010-SEC.—Whereas, the Executive Officer, Vyasanagar Municipality vide his letter No. 05, dated the 2nd January 2010, has reported that a casual vacancy in the office of Councillor of Ward No. 04 of Vyasanagar Municipality has occurred due to death of the Councillor ;

Whereas, it is necessary to prepare Wardwise Electoral Roll of Vyasanagar Municipality for conduct of by-Election and the Commission has decided that Assembly Electoral Roll published by Election Commission of India in January, 2009 including continuous updation of Electoral Roll made during General Election to Assembly and Parliament, 2009 and currently in force shall be the basis for preparation of Wardwise Electoral Roll ;

Now, therefore, the State Election Commission in exercise of powers vested in it under Article 243ZA of Constitution and under Section 11A of Orissa Municipal Act, 1950 directs that Wardwise Electoral Roll of the Vyasanagar Municipality shall be prepared as per the Programme laid down in Schedule I in the manner prescribed in Schedule II of this order.

By order and in the name of
State Election Commission, Orissa

M. D. BARIK

Secretary

SCHEDULE I

**PROGRAMME FOR PREPARATION OF ELECTORAL ROLL FOR BY-ELECTION TO
WARD No. 4 OF VYASANAGAR MUNICIPALITY**

Sl. No.	Particulars	Date	Place/Remarks
(1)	(2)	(3)	(4)
1	Preparation for publication of Preliminary Electoral Roll of all Municipal Wards in Form No. I comprising the name of the voters included in the Electoral Roll of Assembly Constituency relatable to the area of the Ward under Rule 4 of the Orissa Municipal (D.W.R.S. & C.E.) Rules, 1994.	11-01-2010 to 18-01-2010.	
2	Publication of preliminary Electoral Roll and notices in Form No. II by the Election Officer inviting objections under Rule 7(1) and (2), (a) of all Wards of the Municipality; (b) of each Ward.	21-01-2010	(1) Noticeboard of the Election Officer. (2) Noticeboard of concerned U.L.B. (3) At a conspicuous place in the Ward.
3	Date up to which the preliminary Electoral Roll be kept open for inspection by public under Rule 7 (3).	21-01-2010 to 28-01-2010 (except public holidays).	(1) Noticeboard of the Election Officer. (2) Noticeboard of concerned U.L.B. (3) At a conspicuous place in the Ward.
4	Filing of claims and objections before the Election Officer under Rule 8 (2).	21-01-2010 to 29-01-2010 (except public holidays).	The office of the Election Officer.
5	Enquiry and correction before hearing of claims and objections by Election Officer under Rule 9.	30-01-2010 & 01-02-2010.	
6	Publication of list of claims and objections received and all corrections made by the Election Officer in Form No. V under Rule 10.	03-02-2010	In the Noticeboards of the Municipality and office of the Election Officer.
7	Hearing and disposal of claims and objections by Election Officer under Rule 11.	04-02-2010 to 08-02-2010.	As may be fixed by the Election Officer.
8	Date of draft publication	11-02-2010	(1) Noticeboard of the Election Officer. (2) Noticeboard of concerned U.L.B. (3) At a conspicuous

(1)	(2)	(3)	(4) place in the Ward.
9	Appeal against the orders of the Election Officer before the District Magistrate under Rule 11A.	15-02-2010 to 19-02-2010.	The office of the District Magistrate.
10	Disposal of Appeal by the District Magistrate.	20-02-2010 to 26-02-2010.	As may be fixed by the District Magistrate.
11	Forwarding of orders by the District Magistrate to Election Officer.	By 03-03-2010.	
12	Date of publication of final Electoral Roll under Rule 15.	05-03-2010, 06-03-2010 & 08-03-2010.	(1) Noticeboard of the Election Officer. (2) Noticeboard of concerned U.L.B. (3) At a conspicuous place in the Ward.
13	Submission of printed copy of final Electoral Roll to the Commission.	15-03-2010	

N. B.—The rules referred herein refer to The Orissa Municipal (Delimitation of Wards, Reservation of Seats and Conduct of Election) Rules, 1994.

SCHEDULE II

PROCEDURE FOR PREPARATION OF ELECTORAL ROLL

1. The District Magistrate as Election Officer shall be in overall charge of preparation of Electoral Roll of the Municipality.
2. The Election Officer appointed by the Commission will be in-charge of preparation and finalisation of the Wardwise Electoral Roll of the Vyasanagar Municipality.
3. The Electoral Roll of the Assembly Constituency prepared by the Election Commission of India published during January, 2009 including continuous updation of Electoral Roll made during General Election to Assembly and Parliament, 2009 and currently in force, shall be the basis for preparation of preliminary Wardwise Electoral Roll of the Vyasanagar Municipality.
4. Preliminary Electoral Roll for each Ward shall be prepared in accordance with Rule 4 and be published in accordance with Rule 7. It should be ensured that the copies of preliminary Electoral Roll or the portion thereof, as the case may be, relating to each Ward shall be kept open for inspection by the public for a period indicated in the programme drawn up by the Commission vide Schedule I. An Assistant/Clerk may be entrusted to help the public in inspection of the preliminary Electoral Roll during the period.

5. It has been provided in Rule 7(4) of Orissa Municipal Election Rules, 1994 that the fact of publication of preliminary Electoral Roll shall be notified in one or more Oriya newspaper circulating in the district. A model format in Oriya is enclosed in Appendix-A of this Schedule, which may be published with necessary modification in one newspaper between the 11th January 2010 to the 21st January 2010. Care may be taken to ensure that the said paper would really be having wide circulation in the district.
6. Any person whose name is already enrolled in Assembly Electoral Roll, 2009 including continuous updation of Electoral Roll made during General Election to Assembly and Parliament, 2009, but does not find place in the Wardwise Electoral Roll now prepared as per Para. 4 above can file claims or objections for enrolment/correction in the entry in Form Nos. III & IV, respectively. It is made clear that fresh claim for enrolment as voter shall not be entertained.
7. The claims and objections shall be enquired into by the Election Officer. He can also take steps for correction of clerical / accidental mistakes under Rule 9 of Orissa Municipal Election Rules, 1994.
8. After hearing and disposal of claims and objections and finalisation of Electoral Roll by the Election Officer under Rule 11, the Election Officer will prepare a draft Electoral Roll and publish the same as per the approved Programme.
9. Any person aggrieved by the order passed by the Election Officer under Rule 11 can file an appeal petition before the District Magistrate within five days from the date of completion of all works under Rules 11 & 13 by the Election Officer. The application shall be received by the District Magistrate with an acknowledgement to the concerned party. A register will be maintained wherein all details on which, on each appeal petition; namely, the name of the applicant, name of the Municipality, the Ward he belongs, date and time of receipt of the appeal will be incorporated.

The District Magistrate within 7 days from the last date of receipt of appeal is required to dispose of the appeal by conducting a summary enquiry either by himself or by an Officer not below the rank of A.D.M. Hearing and disposal of the appeal shall be done invariably by the District Magistrate and the proceeding will be summary in nature. The Order passed by the District Magistrate as Appellate Authority shall be final.

10. After disposal of all the appeals by the District Magistrate, the final Electoral Roll shall be prepared and published by the Election Officer for three consecutive days at the prescribed places as per the corresponding rule. The name of such voters are to be inserted at the appropriate place of the Electoral Roll. The Commission has prescribed a model form at Appendix-B of this Schedule to be used for final publication of Electoral Roll.
11. The final Electoral Roll shall be authenticated under signature of the Election Officer concerned with date and official stamp as follows on the last page

"Certified that the Electoral Roll of Ward No. of
.....Municipality/ N.A.C. has been duly published as per the provisions
of Orissa Municipal (D.W.R.S. & C.E.) Rules, 1994 on"

Election Officer

Apart from appending the certificate at the last page, each page of the Electoral Roll is to be authenticated with the signature of the Election Officer along with the official seal.

12. After final publication of the Electoral Roll also any person may apply to the Election Officer for correction of the existing entry in the final Electoral Roll under Rule 15(2) of Orissa Municipal Election Rules and if the Election Officer is satisfied that the entry relates to the applicant and is erroneous or defective in any particular he may correct the Roll accordingly and publish such correction in the same manner as the final Roll.
13. The final Electoral Roll so published shall then be split up Polling Station/Boothwise (each booth allotted to about 1,200 voters) in accordance with Commission's direction in the matter.
14. After splitting up of the final Electoral Roll boothwise, only the Electoral Roll where by-election is going to be held shall be printed as per requirement (ideally @ 3 copies per booth + copies to Political Parties + Commission's copy + Office copy). Photostat copies of the Electoral Roll of the Wards of the Municipality shall be duly authenticated and forwarded to Commission. Each National Party/State Party of Orissa shall also be supplied with a copy of the same free of cost.

APPENDIX-A TO SCHEDULE II

.....ଅଧ୍ୟସୂଚିତ କ୍ଷେତ୍ର ପରିଷଦ/ପୌର ପରିଷଦ

ପ୍ରେସ୍ ବିଜ୍ଞପ୍ତି

.....ଅଧ୍ୟସୂଚିତ କ୍ଷେତ୍ର ପରିଷଦ/ପୌର ପରିଷଦର ନିର୍ବାଚନ ନିମତ୍ତେ ଭୋଗର ତାଲିକା ପ୍ରସ୍ତୁତି ପାଇଁ ରାଜ୍ୟ ନିର୍ବାଚନ କମିଶନ ନିର୍ଦ୍ଦେଶ ପ୍ରଦାନ କରିଛନ୍ତି । ଜାନୁଆରୀ, 2009 ଏବଂ ବିଧାନ ସଭା ଏବଂ ଲୋକସଭା ସାଧାରଣ ନିର୍ବାଚନ, 2009 ସମୟରେ ହୋଇଥିବା continuous updationରେ ପ୍ରକାଶିତ ବିଧାନ ସଭା ଭୋଗର ତାଲିକାକୁ ଭିତ୍ତିକରି, ପ୍ରାଥମିକ ଭୋଗର ତାଲିକା ଅଧ୍ୟସୂଚିତ କ୍ଷେତ୍ର ପରିଷଦ/ପୌର ପରିଷଦ କାର୍ଯ୍ୟାଳୟରେ ପ୍ରକାଶନ କରାଯାଇଛି ଏବଂ ସର୍ବସାଧାରଣଙ୍କ ପରିଦର୍ଶନ ପାଇଁ ଉଚ୍ଚ ଭୋଗର ତାଲିକା କାର୍ଯ୍ୟାଳୟରେ ତାରିଖ 2010ରୁ ତାରିଖ..... 2010 ପର୍ଯ୍ୟନ୍ତ ଉନ୍ନ୍ତ ରହିବ । ଭୋଗରମାନଙ୍କୁ ଜଣାଇ ଦିଆଯାଇଛି ଯେ, ତାଙ୍କର ନାମ ସମ୍ପୂର୍ଣ୍ଣ ଡାର୍ତ୍ତରେ ଠିକ୍ ଭାବେ ଭୋଗର ତାଲିକାକୁ ହୋଇଛି କି ନାହିଁ ତମଙ୍କୁ କରିନିଅନ୍ତୁ । ଯଦି କୌଣସି ଭୋଗରଙ୍କ ନାମ ବିଧାନ ସଭା ଭୋଗର ତାଲିକାକୁ ଥାଇ ଡାର୍ତ୍ତରେ ଠିକ୍ ଭାବେ ଭୋଗର ତାଲିକାରେ ନାମ ଅନ୍ତର୍ଭୁକ୍ତ, ସଂଶୋଧନ କରିବା ପାଇଁ ଫାରମ ନଂ. IIIରେ ଦରଖାସ୍ତ ନିମ୍ନ ସ୍ବାକ୍ଷରକାରୀଙ୍କ କାର୍ଯ୍ୟାଳୟରେ ତାରିଖ..... 2010ରୁ ତାରିଖ..... 2010 ମଧ୍ୟରେ ଦାଖଲ କରିପାରିବେ । ଅନୁରୂପ ଭାବେ ପ୍ରାଥମିକ ଭୋଗର ତାଲିକାରେ ଅନ୍ତର୍ଭୁକ୍ତ ହୋଇଥିବା କୌଣସି ଭୋଗରଙ୍କ ନାମ ସମ୍ପର୍କରେ ଆପରି ଫାରମ ନଂ. IV ଉପରୋକ୍ତ ତାରିଖ ମଧ୍ୟରେ ଦାଖଲ କରିପାରିବେ । ଫାରମ ନଂ. III ଓ IV ନିର୍ବାଚନ ଅଧୁକାରୀଙ୍କ କାର୍ଯ୍ୟାଳୟରୁ ବିନା ମୂଲ୍ୟରେ ମିଳିପାରିବ । ଯଦି ନିର୍ବାଚିତ ଛପା ଫାରମ ନ ମିଳେ, ତେବେ ତାହାର ଅବିକଳ ନକଳ ହାତରେ ଲୋଖି ଅଥବା ଟାଇପ୍, ଫଟୋକପି କିମ୍ବା ସାଇକ୍ଲାପ୍ଶାଇଳ କରି ନିର୍ବାଚିତ ସମୟ ସୀମା ମଧ୍ୟରେ ଦାଖଲ କରିପାରିବେ ।

APPENDIX-B TO SCHEDULE II

ବୁଢାକ୍ତ ଭୋଟର ତାଲିକା ପ୍ରକାଶନର ନୋଟିସ୍

(ରାଜ୍ୟ ନିର୍ବାଚନ ଆୟୁଷ୍ମଳ ଦ୍ୱାରା ନିର୍ଦ୍ଧାରିତ)

ଏଡ଼ଙ୍ଗାରା ସର୍ବସାଧାରଣଙ୍କ ଗୋଟରାରେ ଜଣାଇ ଦିଆଯାଉଥି ଯେ ଓଡ଼ିଶା ପୌର ନିର୍ବାଚନ ନିୟମ, ୧୯୯୪ର ଧାରା ୧୫ ଅନୁଯାୟୀ ପ୍ରସ୍ତୁତ ସଂଲଗ୍ନ ବୁଢାକ୍ତ ଭୋଟର ତାଲିକା ପ୍ରକାଶ କରାଯାଇଛି ଏବଂ ଏହା ନିମ୍ନ ସ୍ଵାକ୍ଷରକାରୀଙ୍କ କାର୍ଯ୍ୟାଳୟ ଓ ପୌର କାର୍ଯ୍ୟାଳୟରେ ତା.....ରିଖରୁ ତା.....ରିଖ ପର୍ଯ୍ୟନ୍ତ ଉପଲବ୍ଧ ଅଟେ ।

ସ୍ଥାନ.....

ନିର୍ବାଚନ ଅଧ୍ୟକ୍ଷାରୀ

ତାରିଖ.....

ପୌର ପରିଷଦ/ଅଧୁସୂଚିତ କ୍ଷେତ୍ର ପରିଷଦ